

REMARKS

Summary Of The Office Action & Formalities

Claims 1-12 are all the claims pending in the application. Applicant is amending claim 11 and adding new claims 13 and 14. No new matter is added.

The Examiner has indicated that only "Some" of the copies of the priority documents were received from the International Bureau ("IB"). In fact, the present application claims foreign priority from only one application. The Examiner is kindly requested to review and confirm that a copy of this document was received from the IB and to check the "All" box on form PTO-326.

Although not objected to by the Examiner, Applicant is amending the specification to include the appropriated headings.

Claim Objections

Claim 11 is objected to because of a minor informality. Applicant is amending claim 11 to overcome this objection.

Claims 6-8 are indicated to be allowable subject matter if rewritten in independent form including all the limitations of the base claim and intervening claims.

Claims 1-5 and 9-12 are rejected under 35 U.S.C. § 102(b) as being anticipated by US 4,944,429 to Bishop et al.

Applicant respectfully traverses.

Claim Rejections - 35 USC § 102

In rejecting claims 1-5 and 9-12 under 35 U.S.C. 102(b) as being anticipated by US

4,944,429 to Bishop et al., the Examiner states:

Bishop shows a dispenser head 12, an inner body 36 fix to a dispensing device in a nonremovable manner and having a shoulder as seen in Fig. 1, a separate outer body 22 fix to the inner body in a removable manner. The outer body defines an actuating surface 54, a frustoconical section, fixing means and a cap 24.

Office Action at page 2. Applicant respectfully disagrees.

Claim 1 covers a dispenser head for a fluid dispenser device, comprising two separate parts, an inner body (10) and an outer body (20).

The inner body has the following features:

- the inner body is fixed in non-removable manner to the dispenser device; and
- the inner body incorporates the dispensing orifice. *which is the pump for the over*

These features cooperate to prevent any risk of contaminating the fluid, even if there is an attempt to remove the dispenser head.

Bishop et al. (US 4,944,429), on the other hand, discloses a spraying apparatus comprising a screw cap (20) (the inner body), and an actuator (22) (the outer body) (see column 3, lines. 26-28). In Bishop et al., it is clear that the inner body (screw cap) is not fixed in non-removable manner as required by Applicant's claim 1. To the contrary, Bishop et al. states that the inner body can be screwed onto and off of the container (see column 3, lines. 36-37).

Furthermore, In Bishop et al., the inner body (screw cap) does not incorporate the dispensing orifice. Indeed, it is the outer body (actuator) that incorporates the spray nozzle (dispensing orifice) (see column 3, lines. 64-65). Indeed, Bishop et al. clearly states that the product is discharged from said spray nozzle (see column. 4, lines. 14-17).

Consequently, Bishop et al. does not teach or suggest all the features recited in Applicant's claims and the reference cannot, therefore, anticipate these claims. In fact, an attempt to remove Bishop et al.'s dispenser head would result in the removal of the screw cap and thus in a contamination of the product, which is a problem addressed by the present invention.

In view of at least the foregoing differences, the Examiner is kindly requested to reconsider and withdraw the rejection of claim 1 and dependent claims 2-12.

New Claims

For additional coverage merited by the scope of the present invention, Applicant is adding new claims 13 and 14. These claims are allowable as well, since Bishop et al. does not teach or suggest "an inner body (10) defining a dispensing channel (11) for the fluid, said channel (11) being terminated by a dispensing orifice (12) that defines a spray profile . . ." nor a dispenser head in which "the inner body (10) is fixed to the dispenser device and the outer body (20) is fitted over the inner body (10) in removable non-frangible manner such that the inner body cannot be simultaneously removed from the fluid dispenser device with the outer body."

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

Amendment under 37 C.F.R. § 1.111
U.S. Appln. No. 09/980,631

Attorney Docket No. Q67463
Art Unit 3754

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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